

UNITED STATES DISTRICT COURT  
THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,  
INC., POLYPROPYLENE HERNIA  
MESH PRODUCTS LIABILITY  
LITIGATION

Case No. 2:18-md-2846

Judge Edmund A. Sargus, Jr.  
Magistrate Judge Kimberly A. Jolson

This document relates to:  
*Aguilera, et al. v. Davol, Inc. et al.*  
Case No. 1:19-cv-252

**ORDER**

This matter is before the Court on Plaintiffs' unopposed Motion to Substitute Party. (ECF No. 6.) Rule 25 provides that, "[i]f a party dies and the claim is not extinguished, the court may order substitution of the proper party." Fed. R. Civ. P. 25(a)(1). "A motion for substitution may be made by any party or by the decedent's successor or representative." *Id.*

Elizabeth Stephens is Plaintiffs' surviving daughter and Successor in Interest pursuant to Section 377.11 of the California Code of Civil Procedure. (ECF No. 6.) Plaintiffs now move for the substitution of Elizabeth Stephens as Successor in Interest as the proper plaintiff. (*Id.*) Plaintiffs' unopposed Motion to Substitute Elizabeth Stephens as the proper plaintiff is **GRANTED**. The Clerk is directed to substitute Elizabeth Stephens as Successor in Interest to John P. Aguilera and Linda C. Aguilera as Plaintiff in place of John P. Aguilera and Linda C. Aguilera.

**IT IS SO ORDERED.**

9/23/2022  
DATE

s/Edmund A. Sargus, Jr.  
EDMUND A. SARGUS, JR.  
UNITED STATES DISTRICT JUDGE